

NEVADA DEPARTMENT OF CORRECTIONS	SERIES 500 CLASSIFICATION AND MANAGEMENT OF INMATES	SUPERSEDES: AR 509 (07/28/02)
ADMINISTRATIVE REGULATIONS MANUAL	ADMINISTRATIVE REGULATIONS 509 PROTECTIVE SEGREGATION	EFFECTIVE DATE: 09/06/03

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PURPOSE

To establish a classification procedure for inmates requiring Protective Segregation (PS).

AUTHORITY

NRS 209.341
NRS 209.351

RESPONSIBILITY

The Director of the Department of Corrections is responsible to provide adequate housing for those inmates requiring Protective Segregation.

Institutional Classification Committees are responsible for investigating, identifying and classifying Protective Segregation inmates.

DEFINITIONS

DEPARTMENT – The Nevada Department of Corrections.

DIRECTOR – The Director of the Nevada Department of Corrections.

PROTECTIVE SEGREGATION – A form of separation from the general population for inmates requesting or requiring protection from other inmates for reasons of health or safety.

APPLICABILITY

This regulation applies to all employees within the Department.

PROCEDURES

509.01 GENERAL PROVISIONS

1.1 An inmate may require separation and/or secure housing to ensure that their physical safety and well-being are protected. These general provisions are for both voluntary and involuntary Protective Segregation.

1.2 Protective Segregation may be used voluntarily or involuntarily, but it will never be used as a form of punishment

1.3 Inmates requesting protection will be immediately placed in Administrative Segregation pending classification pursuant to the Department's Administrative Regulation 507.

1.4 The Classification Committee will schedule a hearing and conduct a special classification review as soon as practicable after being informed of a request for Protective Segregation, or a reason to consider an involuntary assignment.

1.4.1 The committee will take reasonable steps to insure that an inmate is not permitted entry into Protective Segregation under false pretenses.

1.5 The following hierarchy will be used in the management of inmates who require separation from other inmates for their protection. Inmates will be placed at the lowest level of this hierarchy at which their particular problem can be managed:

1.5.1. Preference will be given to transfer to a different institution, or

1.5.2 Assignment to an area of the Department designated for Protective Segregation, or

1.5.3 Transfer to another state under the provisions of the Interstate Corrections Compact.

1.6 Inmates being admitted to or released from Protective Segregation are to be done so according to the classification system. **(3-4242)**

1.7 Assignment to Protective Segregation shall be conducted within the framework of the classification system.

1.8 Protective Segregation will not be permitted without approval of the classification committee or without documentation that the status is warranted and no reasonable alternatives are available. **(3-4239)**

1.9 Each Protective Segregation case should be reviewed every seven (7) days for the first two months and at least every thirty (30) days thereafter to determine whether reasons for the placement still exist and with the goal of terminating the separate housing as soon as possible. **(3-4237 and 3-4241)**

1.10 Documentation required for the Central Monitoring System shall meet the specifications in accordance with the Department's Administrative Regulation 522.

509.02 AREAS DESIGNATED FOR PROTECTIVE SEGREGATION

1.1 The Director will designate Protective Segregation locations.

1.2 All inmates in Protective Segregation will be classified as close custody.

509.03 VOLUNTARY ASSIGNMENT TO PROTECTIVE SEGREGATION.

1.1 The inmate should provide the Classification Committee with the names of their enemies and a reason why the enemy situations exist.

1.1.1 As part of this process, inmate photographs may be used to assist in identifying the enemy.

1.2 Admission to Protective Segregation will be fully documented with consent by the inmate noted in appropriate classification chrono's.

1.3 An inmate who has been voluntarily placed in Protective Segregation may request removal from that status at any time.

1.3.1 The inmate request will be reviewed within five (5) working days after such request is received.

1.3.2 These requests must be in writing by the inmate.

1.4 The committee may require the inmate remain in Protective Segregation involuntarily. In such instances, the procedural safeguards set forth in 509.04 of this regulation shall apply.

509.04 INVOLUNTARY ASSIGNMENT TO PROTECTIVE SEGREGATION.

1.1 When an inmate is involuntarily assigned to, or required to remain in Protective Segregation, the procedural requirements for Administrative Segregation will be followed. Additionally, the Classification Committee should be guided by the following general considerations:

1.1.1 A decision to involuntarily assign an inmate to Protective Segregation will be based on evidence that the inmate has been victimized by another inmate, or group of inmates, or may be if they remain in general population.

1.1.2 The committee should be reasonably certain that the circumstances present a real, physical threat to the well being of the inmate, and that the inmate cannot otherwise be provided with adequate protection.

1.2 The threats of physical harm must continue to be evident as seen through regular reviews in order to retain an inmate in Protective Segregation. Once these factors cease to exist, the inmate must be reviewed for removal from Protective Segregation Status.

509.05 CONDITIONS OF CONFINEMENT-PS HOUSING UNITS

1.1 An inmate assigned to Protective Segregation should be afforded the same general living conditions and privileges given to inmates in the general population, including telephone calls, consistent with existing resources and the security requirements of the unit. **(3-4261 and 3-4259)**

1.2 There will be no restrictions, which are not specifically related to the mission of Protective Segregation, and none, which abridge the basic rights afforded to any inmate.

1.3 This section is not intended to affect restrictions, which may be imposed by the Disciplinary Committee.

REFERENCES

ACA Standards 3-4237, 3-4239, 3-4241, 3-4242, 3-4259 and 3-4261

ATTACHMENTS

None

Jackie Crawford, Director

Date

CONFIDENTIAL

Yes

XX
No

THIS PROCEDURE SUPERSEDES ALL PRIOR WRITTEN PROCEDURES ON THIS SPECIFIC SUBJECT.